

000031

COMMITTEE ACTION SHEET

51
05/27

COUNCIL DOCKET OF _____

☐ Supplemental ☐ Adoption ☐ Consent ☐ Unanimous Consent Rules Committee Consultant Review

R -

O -

Lake Murray Mitigation Project – RECON Environmental, Inc., Design/Build Services – C.C.O. No. 1

☒ Reviewed ☐ Initiated By NR&C On 4/23/08 Item No. 1

RECOMMENDATION TO:

Approve.

VOTED YEA: Frye, Faulconer, Peters, Atkins

VOTED NAY:

NOT PRESENT:

CITY CLERK: Please reference the following reports on the City Council Docket:

REPORT TO THE CITY COUNCIL NO.

INDEPENDENT BUDGET ANALYST NO.

COUNCIL COMMITTEE CONSULTANT ANALYSIS NO.

OTHER:

Metropolitan Wastewater Department's March 10, 2007, Executive Summary Sheet

COUNCIL COMMITTEE CONSULTANT





City of San Diego
EQUAL OPPORTUNITY CONTRACTING (EOC)
1200 Third Avenue • Suite 200 • San Diego, CA 92101
Phone: (619) 236-6000 • Fax: (619) 235-5209

000033

WORK FORCE REPORT LOCAL WORK FORCE

The objective of the *Equal Employment Opportunity Outreach Program*, San Diego Municipal Code Sections 22.3501 through 22.3517, is to ensure that contractors doing business with the City, or receiving funds from the City, do not engage in unlawful discriminatory employment practices prohibited by State and Federal law. Such employment practices include, but are not limited to unlawful discrimination in the following: employment, promotion or upgrading, demotion or transfer, recruitment or recruitment advertising, layoff or termination, rate of pay or other forms of compensation, and selection for training, including apprenticeship. Contractors are required to provide a completed *Work Force Report*.

CONTRACTOR IDENTIFICATION

Type of Contractor: ☐ Construction ☐ Vendor/Supplier ☐ Financial Institution ☐ Lessee/Lessor
☒ Consultant ☐ Grant Recipient ☐ Insurance Company ☐ Other

Name of Company: RECON Environmental, Inc.

AKA/DBA: _____

Address (Corporate Headquarters, where applicable): 1927 Fifth Ave.

City San Diego County San Diego State CA Zip 92101

Telephone Number: (619) 308-9333 FAX Number: (619) 308-9334

Name of Company CEO: Charles S. Bull

Address(es), phone and fax number(s) of company facilities located in San Diego County (if different from above):

Address: same as above

City _____ County _____ State _____ Zip _____

Telephone Number: () _____ FAX Number: () _____

Type of Business: Environmental Consulting Type of License: Professional, Scientific, and Technical Services

The Company has appointed: Cindy Sengo

as its Equal Employment Opportunity Officer (EEOO). The EEOO has been given authority to establish, disseminate, and enforce equal employment and affirmative action policies of this company. The EEOO may be contacted at:

Address: same as above

Telephone Number: same as above FAX Number: same as above

For Firm's: ☒ San Diego Work Force and/or ☐ Managing Office Work Force

I, the undersigned representative of RECON Environmental, Inc.

(Firm Name)

San Diego

(County)

CA

(State)

hereby certify that information provided

herein is true and correct. This document was executed on this day of Friday March 3, 2008

(Authorized Signature)

Charles S. Bull

(Print Authorized Signature Name)

000034

WORK FORCE REPORT - Page 2

NAME OF FIRM: RECON Environmental, Inc.

DATE: 01/11/08

INSTRUCTIONS: For each occupational category, indicate number of males and females in every ethnic group. Total columns in row provided. Sum of all totals should be equal to your total work force. Include all those employed by your company on either a full or part-time basis. The following groups are to be included in ethnic categories listed in columns below:

- | | |
|--|--|
| (1) African-American, Black | (5) Filipino |
| (2) Latino, Hispanic, Mexican-American, Puerto Rican | (6) Caucasian |
| (3) Asian, Pacific Islander | (7) Other ethnicity; not falling into other groups |
| (4) American Indian, Eskimo | |

OCCUPATIONAL CATEGORY	(1) African-American		(2) Latino		(3) Asian		(4) American Indian		(5) Filipino		(6) Caucasian		(7) Other Ethnicities	
	(M)	(F)	(M)	(F)	(M)	(F)	(M)	(F)	(M)	(F)	(M)	(F)	(M)	(F)
Executive, Administrative, Managerial					1						6	5		
Professional Specialty			4								8	12		
Engineers/Architects														
Technicians and Related Support			12	1	1						6	4		
Sales														
Administrative Support/Clerical		2	1	5							1	5		
Services														
Precision Production, Craft and Repair														
Machine Operators, Assemblers, Inspectors														
Transportation and Material Moving														
Handlers, Equipment Cleaners, Helpers and Non-construction Laborers*														

*Construction laborers and other field employees are not to be included on this page

TOTALS EACH COLUMN	2	13	10	1	1						21	26		
--------------------	---	----	----	---	---	--	--	--	--	--	----	----	--	--

GRAND TOTAL ALL EMPLOYEES

74

INDICATE BY GENDER AND ETHNICITY THE NUMBER OF ABOVE EMPLOYEES WHO ARE DISABLED:

DISABLED														
----------	--	--	--	--	--	--	--	--	--	--	--	--	--	--

NON-PROFIT ORGANIZATIONS ONLY:

BOARD OF DIRECTORS														
VOLUNTEERS														
ARTISTS														

NAME OF FIRM: RECON Environmental, Inc.

DATE: 01/11/08

INSTRUCTIONS: For each occupational category, indicate number of males and females in every ethnic group. Total columns in row provided. Sum of all totals should be equal to your total work force. Include all those employed by your company on either a full or part-time basis. The following groups are to be included in ethnic categories listed in columns below:

- | | |
|--|--|
| (1) African-American, Black | (5) Filipino |
| (2) Latino, Hispanic, Mexican-American, Puerto Rican | (6) Caucasian |
| (3) Asian, Pacific Islander | (7) Other ethnicity; not falling into other groups |
| (4) American Indian, Eskimo | |

OCCUPATIONAL CATEGORY 000035	(1) African-American	(2) Latino	(3) Asian	(4) American Indian	(5) Filipino	(6) Caucasian	(7) Other Ethnicities
	(M) (F)	(M) (F)	(M) (F)	(M) (F)	(M) (F)	(M) (F)	(M) (F)
Carpenter							
Drywall Installer							
Electrician							
Elevator Installers							
Finishers, Concrete or Terrazzo							
Glaziers							
Helpers, Construction Trade							
Ironworkers, Structural Metal Workers							
Laborers		22 3					
Millwrights							
Masons, Bricklayers							
Tile setters							
Operators							
Painters							
Pipe fitter, Plumbers							
Plasterers							
Roofers							
Security, Protective Services							
Sheet Metal, Duct installers							
Welders, Cutters							
TOTALS EACH COLUMN		22 3					
GRAND TOTAL ALL EMPLOYEES	25						

INDICATE BY GENDER AND ETHNICITY THE NUMBER OF ABOVE EMPLOYEES WHO ARE DISABLED:

DISABLED									
----------	--	--	--	--	--	--	--	--	--

000037
EQUAL OPPORTUNITY CONTRACTING PROGRAM EVALUATION

DOCKET SUPPORTING INFORMATION
CITY OF SAN DIEGO

DATE:
April 7, 2008

51
05/27

SUBJECT: Lake Murray Mitigation

GENERAL CONTRACT INFORMATION

Amount of this Action: \$ 57,000
Recommended Consultant: RECON Environmental
Original Contract: \$250,000 — 250,400
Cumulative Amount: \$307,000
Funding Source: City
Goals: 15% Voluntary

SUBCONSULTANT PARTICIPATION

	<u>This Action</u>	<u>Cumulative</u>
Alcem Fence Company (Other)	\$0 0%	\$4,060 1.32%
Bishop's Tree Service (Other)	\$0 0%	\$4,500 1.46%
Total Certified Participation	\$0 0%	\$ 0.00 0.0%
Total Other Participation	\$0 0%	\$8,560 2.78%
Total Subconsultant Participation	\$0 0%	\$8,560 2.78%

EQUAL EMPLOYMENT OPPORTUNITY COMPLIANCE

Equal Opportunity Required

RECON Environmental submitted a Work Force Report for their San Diego County employees dated March 11, 2008 indicating 74 employees in the Administrative Work Force and 25 employees in the Trade Work Force.

The Administrative Work Force Analysis indicates under representations in the following categories:

African American in Technical
Hispanics in Mgmt & Financial
Asians in Professional, Technical and Administrative Support
Filipinos in Professional, Technical and Administrative Support
Females in Technical

The Trade Work Force Analysis indicates no under representations.

A comparison to the Work Force Report dated October 9, 2007 indicates that RECON Environmental has made some improvement in their work force in the categories of African American in Professional and Females in Laborers/

RECON Environmental has an approved Equal Opportunity Plan on file. Staff will continue to monitor the firm's effort to implement their plans.

ADDITIONAL COMMENTS

The *Work Force Analyses* are attached.

JLR

File: Admin WOFO 2000

Date WOFO Submitted: 3/11/2008
Input by: JpmGoals reflect statistical labor force
availability for the following: 2000 CLFA
San Diego, CACity of San Diego/Equal Opportunity Contracting
WORK FORCE ANALYSIS REPORT

FOR

Company: RECON Environmental, Inc.

Project: As-Needed Biological Services 2009-2011

I. TOTAL WORK FORCE:

	Black			Hispanic			Asian			American Indian			Filipino			White			Other		
	CLFA Goals	M	F	CLFA Goals	M	F	CLFA Goals	M	F	CLFA Goals	M	F	CLFA Goals	M	F	M	F	M	F		
Mgmt & Financial	3.3%	0	0	11.9%	0	0	6.2%	0	1	0.4%	0	0	6.2%	0	0	6	5	0	0		
Professional	4.0%	0	0	12.6%	0	4	6.5%	0	0	0.5%	0	0	6.5%	0	0	8	12	0	0		
A&E, Science, Computer	2.8%	0	0	7.3%	0	0	16.2%	0	0	0.3%	0	0	16.2%	0	0	0	0	0	0		
Technical	6.6%	0	0	14.8%	12	1	17.2%	1	0	0.4%	0	0	17.2%	0	0	6	4	0	0		
Sales	3.9%	0	0	19.5%	0	0	6.8%	0	0	0.6%	0	0	6.8%	0	0	0	0	0	0		
Administrative Support	7.0%	0	2	20.8%	1	5	8.8%	0	0	0.6%	0	0	8.8%	0	0	1	5	0	0		
Services	5.5%	0	0	36.9%	0	0	9.7%	0	0	0.6%	0	0	9.7%	0	0	0	0	0	0		
Crafts	4.5%	0	0	25.8%	0	0	9.1%	0	0	0.7%	0	0	9.1%	0	0	0	0	0	0		
Operative Workers	4.3%	0	0	38.8%	0	0	20.8%	0	0	0.3%	0	0	20.8%	0	0	0	0	0	0		
Transportation	8.1%	0	0	32.1%	0	0	4.5%	0	0	0.5%	0	0	4.5%	0	0	0	0	0	0		
Laborers	4.4%	0	0	64.0%	0	0	4.1%	0	0	0.5%	0	0	4.1%	0	0	0	0	0	0		
TOTAL		0	2		13	10		1	1		0	0		0	0		21	26		0	0

HOW TO READ TOTAL WORK FORCE SECTION:

The information blocks in Section 1 (Total Work Force) identify the absolute number of the firm's employees. Each employee is listed in their respective ethnic/gender and employment category. The percentages listed under the heading of "CLFA Goals" are the County Labor Force Availability goals for each employment and ethnic/gender category.

Mgmt & Financial
Professional
A&E, Science, Computer
Technical
Sales
Administrative Support
Services
Crafts
Operative Workers
Transportation
Laborers

TOTAL EMPLOYEES				Female Goals
ALL	M	F		
12	6	6		39.8%
24	8	16		59.5%
0	0	0		22.3%
24	19	5		49.0%
0	0	0		49.4%
14	2	12		73.2%
0	0	0		62.3%
0	0	0		8.6%
0	0	0		36.7%
0	0	0		15.2%
0	0	0		11.1%

HOW TO READ EMPLOYMENT ANALYSIS SECTION:

The percentages listed in the goals column are calculated by multiplying the CLFA goals by the number in that column represents the percentage of each protected group that should be employed by the firm to meet the CLFA goal. A negative number will be shown in the discrepancy column for each underrepresented goal of at least 1.00 position.

II. EMPLOYMENT ANALYSIS

TOTAL

	Black			Hispanic			Asian			American Indian			Filipino			Female		
	Goals	Actual	Discrepancy	Goals	Actual	Discrepancy	Goals	Actual	Discrepancy	Goals	Actual	Discrepancy	Goals	Actual	Discrepancy	Goals	Actual	Discrepancy
Mgmt & Financial	0.40	0	N/A	1.43	0	(1.43)	0.74	1	N/A	0.05	0	N/A	0.74	0	N/A	4.78	6	1.22
Professional	0.96	0	N/A	3.02	4	N/A	1.56	0	(1.56)	0.12	0	N/A	1.56	0	(1.56)	14.28	16	1.72
A&E, Science, Computer	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Technical	1.58	0	(1.58)	3.55	13	9.45	4.13	1	(3.13)	0.10	0	N/A	4.13	0	(4.13)	11.76	5	(6.76)
Sales	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Administrative Support	0.98	2	1.02	2.91	6	3.09	1.23	0	(1.23)	0.08	0	N/A	1.23	0	(1.23)	10.25	12	1.75
Services	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Crafts	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Operative Workers	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Transportation	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00
Laborers	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00	0.00	0	0.00

Goals are set by job categories for each protected group. An underrepresentation is indicated by a negative number, but if the DISCREPANCY is less than -1.00 position, a N/A will be displayed to show there is no underrepresentation.

000039

REQUEST FOR COUNCIL ACTION

CITY OF SAN DIEGO

1. CERTIFICATE NUMBER
(FOR AUDITOR'S USE ONLY)

AC 2800645

TO:

CITY ATTORNEY

2. FROM (ORIGINATING DEPARTMENT):

METROPOLITAN WASTEWATER DEPARTMENT

3. DATE:

03/10/08

51

4. SUBJECT:

Lake Murray Mitigation Project – RECON Environmental, Inc., Design/Build Services – C.C.O. No. 1

05/27

5. PRIMARY CONTACT (NAME, PHONE, & MAIL STA.)

Laura Ball (858) 292-6417, MS 901

6. SECONDARY CONTACT (NAME, PHONE, & MAIL STA.)

Mike Elling (858) 292-6477, MS 901

7. CHECK BOX IF REPORT TO COUNCIL IS ATTACHED



8. COMPLETE FOR ACCOUNTING PURPOSES

FUND	41506	9. ADDITIONAL INFORMATION / ESTIMATED COST:		
DEPT.	776			
ORGANIZATION	722			
OBJECT ACCOUNT	4222			
JOB ORDER	764077			
C.I.P. NUMBER	N/A			
AMOUNT	\$57,000			
		C-13232	\$250,400	
		This Request:		
		Contract Change Order #1	\$57,000	
		Total Contract	\$307,400	

10. ROUTING AND APPROVALS

ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED	ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED
1	ORIG. DEPT.		3/19/08	7	DIRECTOR OF PUBLIC UTILITIES		3/19/08
2	E.O.C.		4/7/08	8	C.O.O.		
3	E.A.S.		4/1/08	9	CITY ATTORNEY		4/16/08
4	LIAISON OFFICE			10	ORIG. DEPT.		4/28/08
5	F.M.		4/11/08				
6	AUDITOR		4/16/08				
				DOCKET COORD: SC			
				COUNCIL LIAISON SC for ELP 4/29/08			
				COUNCIL PRESIDENT CMC			
				<input type="checkbox"/> SPOB <input checked="" type="checkbox"/> CONSENT <input type="checkbox"/> ADOPTION			
				<input type="checkbox"/> REFER TO: COUNCIL DATE: 5/13/08			

11. PREPARATION OF:

☐ RESOLUTIONS☒ ORDINANCE(S)☐ AGREEMENT(S)☐ DEED(S)

1. Authorizing the Mayor, or his designee, to execute Contract Change Order No. 1 with RECON Environmental, Inc., providing for a time extension of 1173 days from the expiration date of the existing contract, and increasing the contract \$57,000 to a total of \$307,000.

11A. STAFF RECOMMENDATIONS:

Adopt the Ordinance.

12. SPECIAL CONDITIONS (REFER TO A.R. 3.20 FOR INFORMATION ON COMPLETING THIS SECTION.)

COUNCIL DISTRICT(S): 7

COMMUNITY AREA(S): Navajo Community Plan Area

ENVIRONMENTAL IMPACT: This activity is not subject to the California Environmental Quality Act pursuant to CEQA Guidelines 15378(c). This activity is a subsequent discretionary approval covered under Program EIR, PTS No. 6020, dated December 15, 2003. The activity is adequately addressed in the environmental document and there is no change in circumstance, additional information, or project changes to warrant additional environmental review pursuant to CEQA Guidelines section 15162.

ATTACHMENTS: Contract Change Order No. 1 with RECON Environmental, Inc.

CITY CLERK INSTRUCTIONS: Please forward two copies of the Ordinance to MWWD, MS 901A, Attn: Rose Salarda.

NOTE: This action is subject to Charter Section 99: 6 votes required for approval.

DATE REPORT ISSUED:	March 10, 2007	REPORT NO.:
ATTENTION:	Council President and City Council	
ORIGINATING DEPARTMENT:	Metropolitan Wastewater Department	
SUBJECT:	Lake Murray Mitigation Project – RECON Environmental, Inc., Design/Build Services – C.C.O. No. 1	
COUNCIL DISTRICT(S):	7	
STAFF CONTACT:	Laura Ball (858)292-6417 / Mike Elling (828)292-6477	

REQUESTED ACTION:

Approval of Contract Change Order No. 1 to the Design/Build agreement with RECON Environmental, Inc., providing for additional funding and a 1173 day time extension to complete the contract and the Optional Maintenance Years 3, 4, & 5. Funding for the additional years of maintenance, plus field order allowances will be \$57,000.

STAFF RECOMMENDATION:

Adopt the Ordinance.

EXECUTIVE SUMMARY:

On September 10, 2004, the City Council authorized a not to exceed budget of \$550,000 for this project (R-299711). The lowest responsive bidder for this project was RECON Environmental, Inc, with a bid of \$250,400. The contract was approved and awarded by City Manager Action, C-13232, on April 4, 2005. The agreement, in the amount of \$250,400, included the design, construction support work, and 2 years of maintenance associated with the Lake Murray Mitigation Project. The project consists of the restoration of 5.0 acres of coastal sage scrub and the enhancement of 1.9 acres of wetland habitat on lands adjacent to the Lake Murray Reservoir in the Del Cerro Community on public lands within Mission Trails Regional Park. The area is being used as compensatory mitigation for past and future impacts to uplands and wetlands within the San Diego River Watershed.

Habitat mitigation projects involve construction, installation, and a mandatory 5 year maintenance and monitoring period. The Lake Murray Mitigation project was originally awarded with 2 years of maintenance included in the contract. This was done to give MWWD flexibility in determining how to handle future maintenance needs. RECON Environmental, Inc. has performed satisfactorily in this task and MWWD wishes to extend their existing contract to continue with maintenance for the remaining 3 years. The existing contract and requested 1173 day extension with RECON will exceed five years and requires council approval.

This request also includes additional costs to implement Optional Maintenance Years 3, 4, and 5 and field order allowances which total \$57,000. The current contract expires on April 30, 2008. This Contract Change Order will enable RECON Environmental, Inc., to continue to provide maintenance services for the Lake Murray Mitigation Project as required by regulatory permits.

EQUAL OPPORTUNITY CONTRACTING

Funding Agency: City of San Diego

Goals: This is a Design Build Project: Subcontracting Outreach Program (SCOP) does not apply.

Other: Workforce Report Submitted. Contractor has submitted an updated workforce report dated February 13, 2008.

FISCAL CONSIDERATIONS:

This change order will increase the contract amount by \$57,000 to include funds for optional maintenance years 3, 4, & 5 and field order allowances. Funds are available in Sewer Reserve Account 41506.

000042

PREVIOUS COUNCIL and/or COMMITTEE ACTION:

R-299711 Authorized funding in the amount of \$550,000.

C-13232 Approved contract for \$250,400 with RECON Environmental, Inc.

The Committee on Natural Resources and Culture on April 23, 2008, voted to approve 4-0.

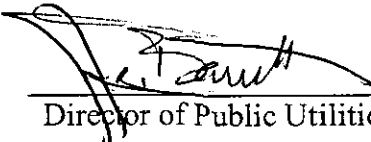
COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS:

N/A

KEY STAKEHOLDERS & PROJECTED IMPACTS (if applicable):

RECON Environmental, Inc.


Originating Department

 3/19/08
Director of Public Utilities

**The City of San Diego
CERTIFICATE OF CITY AUDITOR AND COMPTROLLER**

000043

CERTIFICATE OF UNALLOTTED BALANCE

ORIGINATING

AC 2800645

DEPT. NO.: 776

I HEREBY CERTIFY that the money required for the allotment of funds for the purpose set forth in the foregoing resolution is available in the Treasury, or is anticipated to come into the Treasury, and is otherwise unallotted.

Amount: _____ Fund: _____

Purpose: _____

Date: _____ By: _____

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
TOTAL AMOUNT										

FUND OVERRIDE ☐

CERTIFICATION OF UNENCUMBERED BALANCE

I HEREBY CERTIFY that the indebtedness and obligation to be incurred by the contract or agreement authorized by the hereto attached resolution, can be incurred without the violation of any of the provisions of the Charter of the City of San Diego; and I do hereby further certify, in conformity with the requirements of the Charter of the City of San Diego, that sufficient moneys have been appropriated for the purpose of said contract, that sufficient moneys to meet the obligations of said contract are actually in the Treasury, or are anticipated to come into the Treasury, to the credit of the appropriation from which the same are to be drawn, and that the said money now actually in the Treasury, together with the moneys anticipated to come into the Treasury, to the credit of said appropriation, are otherwise unencumbered.

Not to Exceed: \$57,000.00

Vendor: RECON Environmental, Inc.

Purpose: Authorizing the expenditure of funds for Contract Change Order No. 1 for Lake Murray Mitigation project.

Date: March 17, 2008 By: L. Chim 

ACCOUNTING DATA										
ACCTG. LINE	CY PY	FUND	DEPT	ORG.	ACCOUNT	JOB ORDER	OPERATION ACCOUNT	BENF/ EQUIP	FACILITY	AMOUNT
01	0	41506	776	722	4222	764077				57,000.00
TOTAL										\$57,000.00

CITY of SAN DIEGO - METROPOLITAN WASTEWATER DEPARTMENT

Job Order No. 764077

CHANGE ORDER FORM

Sheet 1 of 3

Date 02/28/08

Contract Change Order No. 1 to Contract for:

The Lake Murray Mitigation Project

Contractor RECON Environmental, Inc.

Payment to the contractor for these change order items shall provide full compensation for all equipment, materials, labor, field and home office overhead, mark-ups, and profit necessary to complete the work. By executing this contract change order, contractor agrees that no additional compensation or claims for items of work in this change order will be allowed.

Description:

Increase

Decrease

1. See attached sheet (2 of 3) for continuation.

000545

CONTRACT INFORMATION

Resolution No.: R-299711

Fund: 41506

P.O. Number: 5075435-0

Contract Doc. C-13232

C.I.P. No.: N/A

Aud. Cert.

No.: 2500844

Ref. Dwg.

No.: N/A

Original Contract Amount \$250,400.00

Contract Amount Authorized

Through Phase Funding \$0.00

Prior Change Orders \$0.00

Amount This Change Order \$57,000.00

New Contract Value \$307,400.00

The cost of the Change Order () is () is not available from the contingency funds authorized for the contract. No additional funds are requested. The Change Order will (X) not change () increase () decrease the amount of the contract based on:

() An Agreed Lump Sum of

() Unit Prices agreed upon totaling

() Time and Materials

\$57,000

\$

\$

Original/Previous Contract duration: 1122 calendar days. Requested by this Change Order 1173. NEW CONTRACT DURATION: 2295 calendar days.

ORIGINAL CONTRACT COMPLETION DATE: 4/30/2008 NEW CONTRACT COMPLETION DATE: 7/17/2011

Accepted:

Contractor

Date

Executed By:

Mayor or Designee

Date

Recommended By:

Construction Manager

Date

Approved as to form

City Attorney

Date

Return to Metropolitan Wastewater Department, Contracts Management, MS901

COPY TO

- () AUDITOR 6A w/ enclosure
- () CONTRACTOR w/o enclosure
- () MWD CM w/ enclosure
- () W.O. FILE w/ enclosure
- () PROJECT MANAGER w/ enclosure
- () CONSTRUCTION MANAGER w/ enclosure

Funds Cert. by

Auditor

Change Order No. 1**DESCRIPTION OF WORK****000046**

<u>Description</u>	Increase	Decrease	Time
<u>Item No. 1. RFP —</u> Adds Optional Year 3 for Maintenance as specified in the original contract document.	\$15,000.00	\$0.00	365
<u>Item No. 2. RFP —</u> Adds Optional Year 4 for Maintenance as specified in the original contract document.	\$12,000.00	\$0.00	365
<u>Item No. 3. RFP —</u> Adds Optional Year 5 for Maintenance as specified in the original contract document.	\$10,000.00	\$0.00	365
<u>Item No. 4. RFP —</u> Adds additional money to the contract for field orders.	\$20,000.00		
<u>Item No. 5. RFP —</u> Extends contract to include full maintenance period from end of PEP, year 1 & 2 maintenance plus 30 days for project closeout following the completion of the maintenance period.	\$0.00	\$0.00	78
Subtotal Amount	\$57,000.00	\$0.00	1173
Total Net Change Order Amount	\$57,000.00		

Change Order No. 1

000047

JUSTIFICATION FOR ENTITLEMENT

Change order exercises Contract Options 1, 2, & 3, adding to the original contract value for optional maintenance years 3-5. Project permits require 5 years of project maintenance following completion of construction and 120-day plant establishment period. The additional time would allow for CONTRACTOR to complete all 5 years of required maintenance and obtain regulatory sign off. The pricing has been reviewed and found to be fair and reasonable on behalf of the City. Additional field order money is included to address any contingencies that may arise during extended maintenance not covered under the contract.

ORDINANCE NUMBER O-_____ (NEW SERIES)

DATE OF FINAL PASSAGE _____

AN ORDINANCE OF THE CITY COUNCIL AUTHORIZING
CHANGE ORDER NO. 1 WITH RECON ENVIRONMENTAL
IN CONNECTION WITH THE LAKE MURRAY MITIGATION
PROJECT; AND AUTHORIZING THE EXPENDITURE OF
FUNDS.

WHEREAS, RECON Environmental, Inc. was awarded the contract for the Lake Murray
Mitigation Project, which compensates for past and future impacts to land within the San Diego
River Watershed; and

WHEREAS, the City and RECON Environmental desire to amend the contract to add
three more years of site maintenance and monitoring; NOW, THEREFORE,

BE IT ORDAINED, by the Council of the City of San Diego, as follows:

Section 1. That the Mayor or his designee is authorized to execute, for and on behalf of
the City, Change Order No.1, on file with the City Clerk as Document No. OO-_____,
and issued in connection with the contract between the City and RECON Environmental, Inc.,
said contract being on file with the City Clerk as Document No. RR-299711.

Section 2. That the expenditure of an amount not to exceed \$57,000 from Fund No.
41506 is authorized, solely and exclusively to provide funds for the above Change Order No. 1.

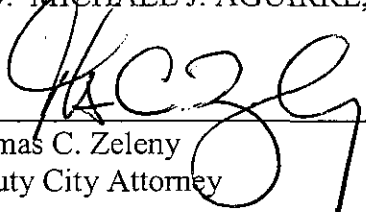
Section 3. That this activity is not subject to the California Environmental Quality Act
pursuant to CEQA Guidelines section 15378(c) because the activity is a subsequent discretionary
approval of a project which was adequately addressed in Environmental Impact Report PTS No.
6020, and there is no change in circumstance, additional information, or project changes to warrant
additional environmental review pursuant to CEQA Guidelines section 15162.

Section 4. That a full reading of this ordinance is dispensed with prior to passage, since a written copy was made available to the City Council and the public prior to the day of passage.

Section 5. That this ordinance shall take effect and be in force on the thirtieth day from and after its final passage.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By


Thomas C. Zeleny
Deputy City Attorney

TCZ:mb
04/16/08
Aud.Cert:2800645
Or.Dept:MWWD
MWD-8080
O-2008-131

I hereby certify that the foregoing Ordinance was passed by the Council of the City of San Diego, at its meeting of _____.

ELIZABETH S. MALAND, City Clerk

By _____

Deputy City Clerk

Approved: _____
(date)

JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor